IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

SUMMARY SUIT NO.343 OF 2006

Arpan Choksi ..Plaintiff.

Vs.

Santosh Singh ..Defendant.

....

Mrs. Parvati Kaushik with Ms. Sushama Kadam i/b Arvind Rathod & Co. for the Plaintiff.

None for the Defendant.

....

CORAM: **DR. D.Y. CHANDRACHUD, J.**

30th April, 2007.

P.C. :

1. The Plaintiff lent and advanced monies to the Defendant between June 2003 and March 2005 in repayment whereof the Defendant issued three cheques respectively dated 3rd March, 2005 in the amount of Rs.2 lacs, 26th May 2005 in the amount of Rs.50,000/- and 25th July, 2005 in the amount of Rs.1,50,000/-. Each of the cheques was dishonoured on presentation. Despite a letter of demand dated 4th November, 2005 the monies have not been paid.

2. The Defendant has not entered appearance despite service of the writ of summons. An affidavit of service has been filed. A compilation of the original documents has also been filed on the basis of which the claim is established. The claim in the suit falls within the purview of Order 37 of the Code of Civil Procedure. The suit is accordingly decreed as prayed.

Refund of Court Fess, if any, as per rules.